IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.2655 OF 2004

Shri Shrikrushna Vasudeo Deshpande .. Petitioner

v/s.

District Rehabilitation Officer, Satara and ors. .. Respondents

Mr.V.S.Gokhale i/by Ms.Sumidha Dongre for the Petitioner.

Mr.R.M.Patne, Assistant Government Pleader for the respondent Nos.1 to 3 and 8 to 11.

CORAM : R. M. LODHA AND
R.S. MOHITE, JJ.

DATED : 21st April 2005

P.C.

Heard Mr.V.S.Gokhale, the learned counsel for the petitioner.

2. From the available material, it appears that the review application has already been preferred by the concerned authority before the Additional Divisional Commissioner for review of the judgment and order dated 30.5.2001 passed in appeal No.534 of 2000. In view thereof, the prayer of the petitioner for implementation of the judgment and order dated 30th May, 2001 cannot be granted.

3. Besides that, we find from the reply affidavit that the land comprising of Gat No.119, admeasuring

0.42 Are has been given by District Resettlement Officer to Pandurang Tatya Patil way back on 15.11.2000 and the land comprising of Gat No.36, admeasuring 0.95 Are has been given to Jaganath Gunda Bongane also on 15.11.2000. There is no challenge to the allotment of the land to these two allottees who are project affected persons. They have not been impleaded by the petitioner in the writ petition. As it is, the writ petition suffers from gross delay and laches for the reliefs prayed for in the writ petition.

4. For all these reasons, writ petition is dismissed in limine.

(R.M. LODHA,J.)

(R.S. MOHITE,J.)